



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/938,381	08/24/2001	Franz Amtmann	AT 000044	2460
24737	7590	09/18/2006	EXAMINER	
PHILIPS INTELLECTUAL PROPERTY & STANDARDS P.O. BOX 3001 BRIARCLIFF MANOR, NY 10510			PHU, PHUONG M	
			ART UNIT	PAPER NUMBER
			2611	

DATE MAILED: 09/18/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Supplemental  
Notice of Allowability**

Application No.

09/938,381

Examiner

Phuong Phu

Applicant(s)

AMTMANN, FRANZ

Art Unit

2611

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the Amendment filed on 2/27/06.
2. ☒ The allowed claim(s) is/are 15, 16, 19 and 20.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

**PHUONG PHU  
PRIMARY EXAMINER**

*Phuong Phu*  
9/14/06

### **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

The application has been amended as follows:

IN THE SPECIFICATION (filed on 8/24/01):

-On page 5, line 24 to page 6, line 4, the paragraphs:

“It has proved to be advantageous for a method in accordance with the invention and for a communication station in accordance with the invention as well as a data carrier in accordance with the invention when, in addition, the measures as defined in claim 2 and in claim 6 and in claim 10, respectively, are taken. In practice, these embodiments have proved to be particularly advantageous because with these embodiments a particularly short time for an interrogation cycle is attainable and because with these embodiments a very rapid identification of all the data carriers in accordance with the invention within the communication range of the communication station is possible.

In addition, it has proved to be very advantageous for a method as mentioned above and a communication station as mentioned above as well as a data carrier as mentioned above when the measures as defined in claims 3 and 4, and 7 and 8, as well as 11 and 12, respectively, are taken. Thus, it is achieved by simple means and in a simple manner that additional information coupled to the acknowledge signal can be transmitted from a communication station in accordance with the invention to a data carrier in accordance with the invention.”

Art Unit: 2611

is replaced with the following paragraph:

--It has proved to be advantageous for a method in accordance with the invention and for a communication station in accordance with the invention as well as a data carrier in accordance with the invention when, in addition, the measures as defined in claims 1 and 2, and in claims 3 and 4, respectively, are taken. In practice, these embodiments have proved to be particularly advantageous because with these embodiments a particularly short time for an interrogation cycle is attainable and because with these embodiments a very rapid identification of all the data carriers in accordance with the invention within the communication range of the communication station is possible. Thus, it is achieved by simple means and in a simple manner that additional information coupled to the acknowledge signal can be transmitted from a communication station in accordance with the invention to a data carrier in accordance with the invention. --

2. Note that the above Examiner's Amendment is necessary because the original claims 2-4, 6-8 and 10-12 were canceled, and claims 15, 16, 19, and 20 are currently allowed claims which will be renamed as claims 1-4, respectively, when the application is patented. The Examiner's Amend is made in order to correct all references to claims 2-4, 6-8 and 10-12 on page 5 of the Specification.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Phuong Phu whose telephone number is 571-272-3009. The examiner can normally be reached on M-F (8:00 AM - 4:30 PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jay Patel can be reached on 571-272-2988. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2611

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

*Phuong Phu*  
Phuong Phu  
09/14/06

**PHUONG PHU  
PRIMARY EXAMINER**

Phuong Phu  
Primary Examiner  
Art Unit 2611